

Gates & Cooper LLP

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FAX TRANSMISSION TO USPTO**OFFICIAL**

TO: Commissioner for Patents
Attn: Examiner Kaushal Sumesh
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: Karen S. Canady
OUR REF.: G&C 118.6-US-01
TELEPHONE: (310) 642-4148

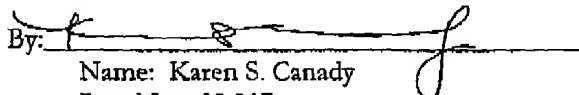
Total pages, including cover letter: 7

PTO FAX NUMBER: 703/872-9306

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmitted:	COMMUNICATION IN RESPONSE TO NOTICE REGARDING DRAWINGS with copy of NOTICE REGARDING DRAWINGS.
Applicant:	Young Chul Sung et al.
Serial No.:	09/730,716
Filed:	December 6, 2000
Group Art Unit:	1636
Title:	AIDS DNA VACCINE THAT PREVENTS SIVMAC239 VIRUS INFECTION IN MONKEYS
Our Ref. No.:	G&C 118.6-US-01

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.

By: 
Name: Karen S. Canady
Reg. No.: 39,927

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


Signature


Date

Due Date: October 3, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Young Chul Sung et al.	Examiner:	Suresh, Kaushal
Serial No.:	09/730,716	Group Art Unit:	1636
Filed:	December 6, 2000	Docket:	G&C 118.6-US-01
Title:	AIDS DNA VACCINE THAT PREVENTS SIVMAC239 VIRUS INFECTION IN MONKEYS		

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on August 17, 2004.

By: 

Name: Karen S. Canady

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
- ☒ Communication In Response To Notice Regarding Drawings.
- ☒ Copy of: Notice Regarding Drawings.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462GATES & COOPER LLP

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: 

Name: Karen S. Canady

Reg. No.: 39,927

KSC/io

G&C 118.6-US-01

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Applicant: Young Chul Sung et al. Examiner: Sumesh, Kaushal
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Dear Sir:

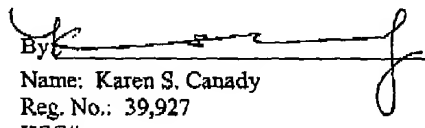
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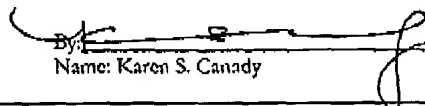
Due Date: October 3, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Young Chul Sung et al.	Examiner:	Sumesh, Kaushal
Serial No.:	09/730,716	Group Art Unit:	1636
Filed:	December 6, 2000	Docket:	G&C 118.6-US-01
Title:	AIDS DNA VACCINE THAT PREVENTS SIMMAC239 VIRUS INFECTION IN MONKEYS		

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By: 
Name: Karen S. Canady

COMMUNICATION IN RESPONSE TO NOTICE REGARDING DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Communication is being submitted in response to the Notice Regarding Drawings dated August 3, 2004, a copy of which is enclosed herewith. Based on a telephone discussion August 12, 2004, between Draftsman Son Lam of the USPTO and my assistant, Isabell Ogata, it is understood that Draftsman Lam has further reviewed the drawings on file in the above-identified patent application and determined that Figures 1-3 and 10 are acceptable.

Pursuant to Mr. Lam's request, we further state for the record that Figures 4-9 of the subject application are not critical for understanding the invention. Applicants additionally note that every reasonable effort has been made to provide the best available versions of the drawings for this application and that the replacement drawings submitted on June 17, 2004 were the best available and derived from electronic versions of the original drawings as provided to us by the inventors.

G&C 118.6-US-01

Should minor matters remain that can be resolved in a telephone interview, it is requested that the undersigned attorney be contacted by telephone or electronic mail. In addition, should the Draftsperson find minor formality improvements to the existing drawings be necessary for clarification, the Draftsperson is hereby authorized to make such changes. It is understood that the contents of the drawings shall remain the same.

Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant(s)

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

Date: August 17, 2004

By: 

Name: Karen S. Canady

Reg. No.: 39,927

KSC/io

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMES APPLICANT	ATTORNEY DOCKET NUMBER
09/730716	12/06/2000	SUNG, YOUNG CHUL	G&C 118.6-US-01

Corrected Drawings-1 mo: 9/3/04 *JS*
Corrected Drawings-2mo: 10/3/04 *JS*

GATES & COOPER LLP
HOWARD HUGHES CENTER
6701 CENTER DRIVE WEST, SUITE 1050
LOS ANGELES CA 90045

Examiner

KAUSHAL SUMESH

Art Unit

Paper Number

1636

Date Mailed: 08/03/2004

Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 12/06/2000 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review *Sumesh***RETURN CORRECTED DRAWINGS TO:**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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Form PTO-948 (Rev. 06/03)

Application No. 09/730,716U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 06/21/04 are:

- A. ☐ approved by the Draftsperson under 37 CFR 1.84 or 1.152.
B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. DRAWINGS. 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

Color drawings are not acceptable until petition is granted. Fig(s) _____

Pencil and non black ink not permitted. Fig(s) _____

2. PHOTOGRAPHS. 37 CFR 1.84(b)

One (1) full-tone set is required. Fig(s) _____

Photographs may not be mounted. 37 CFR 1.84(c)

Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____

Poor quality (half-tone). Fig(s) _____

3. TYPE OF PAPER. 37 CFR 1.84(c)

Paper not flexible, strong, white, and durable.

Fig(s) _____
Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted.

Fig(s) _____
4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes:

21.0 cm by 29.7 cm (DIN size A4) or

21.6 cm by 27.9 cm (8 1/2 x 11 inches)

All drawing sheets not the same size.

Sheet(s) _____
Drawings sheets not an acceptable size. Fig(s) _____

5. MARGINS. 37 CFR 1.84(g): Acceptable margins:

Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

Margins not acceptable. Fig(s) 4

Top (T) ☒ Left (L)

Right (R) _____ Bottom (B)

6. VIEWS. 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

Views not labeled separately or properly.

Fig(s) _____

7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3)

Sectional designation should be noted with Arabic or Roman numbers. Fig(s) _____

8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(i)

Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____

9. SCALE. 37 CFR 1.84(k)

Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction.

Fig(s) _____

10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l)

Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 1-10

11. SHADING. 37 CFR 1.84(m)

Solid black areas pale. Fig(s) _____

Solid black shading not permitted. Fig(s) _____

12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p)

Numbers and reference characters not plain and legible. Fig(s) _____

Figure legends are poor. Fig(s) _____

Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____

English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____

Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) _____

13. LEAD LINES. 37 CFR 1.84(q)

Lead lines missing. Fig(s) _____

14. NUMBERING OF SHEETS OF DRAWINGS. 37 CFR 1.84(t)

Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____

15. NUMBERING OF VIEWS. 37 CFR 1.84(u)

Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____

16. DESIGN DRAWINGS. 37 CFR 1.152

Surface shading shown not appropriate.

Fig(s) _____

Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____

COMMENTS:

Reviewer

LAM

If you have questions, call (703) 505-8404.

308-0366

Date

08/03/04

Attachment to Paper No. _____